

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

---

In the Matter of RYAN C. POMEROY and  
KELSEY N. POMEROY, Minors.

---

FAMILY INDEPENDENCE AGENCY,  
  
Petitioner-Appellee,

v

CONSTANCE FALING-WOJTUSIK, , a/k/a  
CONSTANCE FALING, a/k/a CONNIE FALING,

Respondent-Appellant,

and

BRIAN FALING,

Respondent.

---

UNPUBLISHED  
May 25, 2001

No. 230666  
Jackson Circuit Court  
Family Division  
LC No. 97-019258-NA

Before: Jansen, P.J., and Zahra and Owens, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the family court order terminating her parental rights to the minor children under MCL 712A.19b(3)(b)(ii) and (l); MSA 27.3178(598.19b)(3)(b)(ii) and (l). We affirm. This case is being decided without oral argument pursuant to MCR 7.214(E).

The family court did not clearly err in finding that the statutory grounds for termination were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). Further the evidence did not show that termination of respondent-appellant's parental rights was clearly not in the children's best interests. MCL 712A.19b(5); MSA 27.3178(598.19b)(5); *In re Trejo Minors*, 462 Mich 341, 356-357; 612 NW2d 407 (2000).

Thus the family court did not err in terminating respondent-appellant's parental rights to the children.

Affirmed.

/s/ Kathleen Jansen

/s/ Brian K. Zahra

/s/ Donald S. Owens